

Appln. No. 10/809,108
Comments dated Dec. 1, 2005
In Reply to Notice of Allowability of Sep. 16, 2005

REMARKS

Applicants respectfully submit that the documents made of record, taken alone or in combination, fail to fairly describe, teach or suggest "at least one data communication device comprising means, responsive to instructional codes, for processing digital data messages having address codes and data codes and for routing said data messages, means for storing digital data messages coupled to said processing means, first means for communicating said data messages as first radio frequency transmission signals, and second means for communicating said data messages as second radio frequency transmission signals, said first and second radio frequency communication means being communicatively coupled to said processing means for selectively transmitting and receiving data messages to and from each of said first and second radio frequency communication means; at least one first data terminal device comprising first communication means for communicating said data messages as said first radio frequency transmission signals, and means, coupled to said first communication means of said data terminal device, for transducing data signals of data messages of communication between said at least one data communication device and said at least one first data terminal device; and at least one data communication interface device comprising second means for communicating said data messages at said second radio frequency transmission signals, and third means for communicating said data messages to a data station" as set forth in claim 1.

Applicants respectfully submit that the documents made of record, taken alone or in combination, fail to fairly describe, teach or suggest "at least one first data terminal device including first means for communicating digital data messages having address codes and data codes as first radio frequency transmission signals, and means, coupled to said first radio frequency communication means of said data terminal device, for transducing data signals; and a data communication device including first means for communicating data messages as said first radio frequency transmission signals, said first radio frequency communication means of said data communication device and said first radio frequency communication means of said at least one data terminal device constituting a radio frequency communication link between said at least one data terminal device and said data communication device, means, communicatively coupled to said first radio frequency communication means of said communication device, for processing

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data messages and including, means responsive to instructional codes and to predetermined ones of the address codes for routing data messages to said first radio frequency communication means of said communication device for communication over said link to said at least one data terminal device, means, coupled to said processing means, for storing digital data including processed digital data and digital messages, and second means for communicating data messages at second radio frequency transmission signals, said second radio frequency communication means being communicatively coupled to said processing means" as set forth in claim 17.

Applicants respectfully submit that the documents made of record, taken alone or in combination, fail to fairly describe, teach or suggest "generating data message for communication from an originating device of said communication system to a destination device of said communication system; communicating any data messages generated by said first data terminal devices at a first communication level to said at least one first data communication device; communicating any data message originating from said data processing device through said data communication interface device and at a second communication level to said at least one first data communication device; re-addressing data message received by said at least one first data communication device to the respective destination device; and communicating re-addressed data messages from said first data communication device at said first communication level to the respective destination data terminal device, and at said second communication level through said data communication interface device to the destination data processing device" as set forth in claim 38.

Applicants respectfully submit that the documents made of record, taken alone or in combination, fail to fairly describe, teach or suggest "at least one data communication device comprising a microprocessor responsive to instructional codes arranged to process digital data messages having address codes and data codes and to route said data messages, a memory arranged to store digital data messages coupled to said microprocessor, a first transceiver arranged to communicate said data messages as first radio frequency transmission signals, and a second transceiver arranged to communicate said data messages as second radio frequency transmission signals, said first and second transceivers being communicatively coupled to said microprocessor for selectively transmitting and receiving data messages to and from each of said

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first and second transceivers; at least one first data terminal device comprising a third transceiver arranged to communicate said data messages as said first radio frequency transmission signals, the microprocessor processing data signals of data messages of communication between said at least one data communication device and said at least one first data terminal device; and at least one data communication interface device comprising a fourth transceiver arranged to communicate said data messages at said second radio frequency transmission signals, and a link arranged to communicate said data messages to a data station" as set forth in claim 65.

Applicants respectfully submit that the documents made of record, taken alone or in combination, fail to fairly describe, teach or suggest "at least one first data terminal device including a first transceiver arranged to communicate digital data messages having address codes and data codes as first radio frequency transmission signals, and a first microprocessor coupled to said first transceiver arranged to transduce data signals; and a data communication device including a second transceiver arranged to communicate data messages as said first radio frequency transmission signals, said first and second transceivers comprising a radio frequency communication link between said at least one data terminal device and said data communication device, a second microprocessor communicatively coupled to said second transceiver arranged to process data messages, the second microprocessor being responsive to instructional codes and to predetermined ones of the address codes for routing data messages to said first transceiver over said link, and a memory coupled to said second microprocessor arranged to store digital data including processed digital data and digital messages; and a third transceiver arranged to communicate data messages at second radio frequency transmission signals, said third transceiver being communicatively coupled to said second microprocessor" as set forth in claim 74.

Applicants respectfully submit that the Examiner's Statement might imply that the dependent claims are only allowable because they depend from allowed independent claims. However, the Examiner's Statement does not discuss any of the other elements of the claimed subject matter, in particular, those additional elements recited in the dependent claims which may render the dependent claims independently allowable in view of the specification, prosecution file history and/or the documents made of record, either alone or in combination.

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Applicants respectfully submit that the Examiner's Statement presents only some of the reasons for allowance of the claims, and that other reasons also exist for allowing the claims such as, for example, those set forth more completely in the record as a whole. This interpretation is consistent with M.P.E.P. § 1302.14, which states that any statement of reasons for allowance "[i]s not intended to necessarily state all the reasons for allowance or all the details why claims are allowed and should not be written to specifically or impliedly state all the reasons for allowance are set forth." M.P.E.P. § 1302.14.

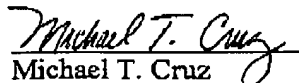
Finally, Applicants agree with the Examiner that claims 1-19, 38 and 65-76 are allowable in view of all of the documents made of record, either alone or in combination. However, Applicants do not necessarily agree or disagree with the Examiner's characterization of the documents made of record, either alone or in combination, or the Examiner's characterization of recited claim elements. In closing, Applicants respectfully reserve the right to argue the characterization of the documents of record, either alone or in combination, or the characterization of the recited claim elements should that need arise in the future.

If the Examiner has questions, or if Applicants can be of assistance, the Examiner is invited and encouraged to contact Applicants' representative at the below-listed telephone number.

The Commissioner is hereby authorized to charge additional fees or credit overpayments to the deposit account of McAndrews, Held & Malloy, Account No. 13-0017.

Dated: December 1, 2005

Respectfully submitted,


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